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[Additional counsel appear on signature page]

Attorneys for Plaintiffs

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF CALIFORNIA**

BEE, DENNING, INC., d/b/a
PRACTICE PERFORMANCE
GROUP; and GREGORY CHICK,
individually and on behalf of all others
similarly situated,

Plaintiffs,

V.

CAPITAL ALLIANCE GROUP; and
NARIN CHARANVATTANAKIT.

Defendants.

NO. 3:13-cv-02654-BAS-WVG

NOTICE OF MOTION AND PLAINTIFFS' MOTION FOR CLASS CERTIFICATION

Complaint Filed: 11/5/13

Honorable Cynthia Bashant

DATE: October 20, 2014

TIME: 10:30 a.m.

COURTROOM: 4B, 4th Fl. Schwartz

**NO ORAL ARGUMENT UNLESS
REQUESTED BY THE COURT**

**NOTICE OF MOTION AND
PLAINTIFFS' MOTION FOR CLASS
CERTIFICATION**

1 TO: ALL PARTIES AND THEIR RESPECTIVE ATTORNEYS OF
2 RECORD:

3 PLEASE TAKE NOTICE that on Monday, October 20, 2014, at
4 10:30 a.m., or as soon thereafter as can be heard, Plaintiffs Bee, Denning, Inc. and
5 Gregory Chick will and hereby do move this Court for an order granting class
6 certification. **No oral argument will be heard unless requested by the Court.**

7 This Motion is made on the grounds that Defendants violated the
8 Telephone Consumer Protection Act, 47 U.S.C. § 227, *et seq.* (“47 U.S.C. § 227”)
9 by sending unsolicited facsimile advertisements and autodialling and leaving pre-
10 recorded messages on cellular telephones.

11 This Motion is based upon this Notice of Motion, Motion and associated
12 Memorandum of Authorities and Declarations in support of Plaintiffs’ Motion for
13 Class Certification.

14 RESPECTFULLY SUBMITTED AND DATED this 5th day of September,
15 2014.

16 TERRELL MARSHALL DAUDT
17 & WILLIE PLLC

18 BY: /s/ Beth E. Terrell, CSB #178181

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28 PLAINTIFFS’ MOTION FOR CLASS
CERTIFICATION

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6

7 *Attorneys for Plaintiffs*
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CERTIFICATE OF SERVICE

I, Beth E. Terrell, hereby certify that on September 5, 2014, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

Timothy Q. Day, CSB #188732
Email: tday@homan-stone.com
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Facsimile: (909) 793-0210

Attorneys for Defendants

DATED this 5th day of September, 2014.

**TERRELL MARSHALL DAUDT
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PLAINTIFFS' MOTION FOR CLASS**

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